

Q.180. Now on the second occasion you referred to, the following morning was Sgt. McNeil present then?

Yes sir, that was on the training area.

Q.181. Was that prior to or subsequent to the accident to rte. Rushworth.

Prior to the accident sir.

Q.182. Will you give to the Court, to the best of your recollection the text of those orders.

To the best of my recollection and knowledge the orders were to the effect that owing to the orders from higher command against the use of live ammunition unless properly supervised and under proper authorization, in authorized areas and also to the fact that in that particular area it was definitely unsafe -- sir I cannot quite state the exact words which the company commander used.

Q.183. No, that is alright. Those orders were given by whom?

By Major MacLennan sir.

Q.184. And could they reasonably be heard by Sgt. McNeil?

I believe so sir.

Q.185. To what group was the order given, was it to the company as a whole or was it to some group of the company.

It was a training group at that time. That was on the second occasion.

Q.186. Was that to the instructors who were giving the battle drill training?

Yes sir.

Q.187. I will ask you just once again Sgt. Major to be quite sure that on the second occasion, to say you are quite positive Sgt. McNeil was present.

I am sir.

CROSS-EXAMINED BY THE DEFENDING OFFICER

Q.188. Sgt. Major Giles on this second occasion when you stated that Major MacLennan gave orders regarding the use of live ammunition was there a definite order group called to receive those instructions?

No sir.

Q.189. It was more or less broadcast to those present?

That is right.

Q.190. Then there was no actual check made on each individual. No roll call or names ticked off on a list?

No sir.

Q.191. It is just a matter of trusting to your memory, to remember that Sgt. McNeil was present.

Yes sir.

Q.192. Was there any particular incident that might have caused you to remember that Sgt. McNeil was present at that particular time? Did anything particular happen? Have you such a